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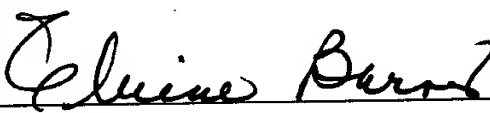
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ranjit N. Notani et al  
U.S. Patent Serial No.: 09/841,320  
Filing Date: April 23, 2001  
Examiner: Andrew J. Fischer  
Group No.: 3627  
Confirmation No.: 5982  
Title: **EXTREME CAPACITY MANAGEMENT IN AN  
ELECTRONIC MARKETPLACE  
ENVIRONMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

  
Signature

Date of Deposit: 2/16/2005

**REQUEST FOR CONSIDERATION OF AN INFORMATION  
DISCLOSURE STATEMENT TIMELY FILED**

For reasons set forth below, it is respectfully requested that the United States Patent and Trademark Office (PTO) file for this application be promptly forwarded to Examiner Andrew J. Fischer for confirmation that Reference "M" listed on PTO-1449 attached to the Information Disclosure Statement filed March 7, 2002 has been considered.

On March 7, 2002 Applicants filed an Information Disclosure Statement (IDS) with PTO-1449 form (three (3) pages) attached, listing the references submitted for consideration. Copies of all references were submitted to the U.S. Patent and Trademark Office on March 7, 2002.

DAL01:838149.1

This IDS was mailed to the U.S. Patent and Trademark Office on March 7, 2002 as shown on the enclosed copy of the date-stamped Baker Botts L.L.P. return postcard.

An Office Action for this application was mailed on January 31, 2005. However, Examiner Andrew J. Fischer has not returned a copy of the PTO-1449 form indicating consideration of Reference "M" cited in the Information Disclosure Statement filed March 7, 2002.

Accordingly, **Applicants hereby request confirmation of consideration of the references on the previously filed Information Disclosure Statement.** Examiner Andrew J. Fischer is requested to initial Reference "M" listed on the PTO-1449 form to show that it was appropriately considered during examination of this Application. The Commissioner is hereby authorized to credit any overpayment, or to charge any additional fee required by this paper, to Deposit Account No. 02-0384 of Baker Botts L.L.P.

BAKER BOTTS L.L.P.  
Attorneys for Applicants



Christopher W. Kennerly  
Reg. No. 40,675

2001 Ross Avenue, Suite 600  
Dallas, Texas 75201-2980  
(214) 953-6812

Enclosures: Copy of Information Disclosure Statement filed March 7, 2002  
with Form PTO-1449  
Copy of the Baker Botts L.L.P. return postcard showing  
date stamp of March 7, 2002



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:                   Ranjit N. Notani, et al.  
Serial No.:                               09/841,320  
Date Filed:                             April 23, 2001  
Title:                                    Extreme Capacity Management in an Electronic Marketplace  
  Environment

Honorable Assistant Commissioner  
for Patents  
Washington, DC 20231

Dear Sir:

**INFORMATION DISCLOSURE STATEMENT**

Applicants respectfully request, pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, that these references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified patent application. Copies of these references are enclosed for the convenience of the Examiner. No representation is made that a search has been made, that these references are material to the patentability of the present application, or that these references qualify as prior art.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. § 1.97(b).

Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than thirty days prior to the filing of this Information Disclosure Statement.

Although Applicants believe no fee is due, the Commissioner is hereby authorized to charge any fee to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.

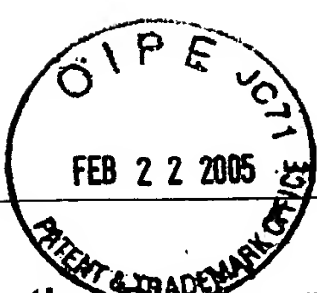


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(214) 953-6812

Date: 3/7/02



|  |                 |                          |                |
|--|-----------------|--------------------------|----------------|
| PTO-1449<br><b>Information Disclosure Citation<br/>in an Application</b> | Application No. | Applicant(s)             |                |
|  | 09/841,320      | Ranjit N. Notani, et al. |                |
|  | Docket Number   | Group Art Unit           | Filing Date    |
|  | 020431.0771     |                          | April 23, 2001 |

## U.S. PATENT DOCUMENTS

|  |   | DOCUMENT NO. | DATE     | NAME               | CLASS | SUBCLASS | FILING DATE |
|--|---|--------------|----------|--------------------|-------|----------|-------------|
|  | A | 5,041,972    | 08/20/91 | Frost              | 364   | 401      | 04/15/88    |
|  | B | 5,734,890    | 03/31/98 | Case et al.        | 395   | 605      | 08/22/95    |
|  | C | 6,012,051    | 01/04/00 | Sammon, Jr. et al. | 706   | 52       | 02/06/97    |
|  | D | 6,049,777    | 04/11/00 | Sheena et al.      | 705   | 10       | 03/14/97    |
|  | E | 6,064,980    | 05/16/00 | Jacobi et al.      | 705   | 26       | 03/17/98    |
|  | F | 6,167,380    | 12/26/00 | Kennedy et al.     | 705   | 10       | 02/18/97    |
|  | G |              |          |                    |       |          |             |
|  | H |              |          |                    |       |          |             |
|  | I |              |          |                    |       |          |             |
|  | J |              |          |                    |       |          |             |
|  | K |              |          |                    |       |          |             |
|  | L |              |          |                    |       |          |             |

## FOREIGN PATENT DOCUMENTS

|  |   | DOCUMENT NO. | DATE     | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|--|---|--------------|----------|---------|-------|----------|-------------|----|
|  |   |              |          |         |       |          | YES         | NO |
|  | M | 0 463 616 A2 | 02.01.92 | EPO     | G06F  | 15/21    | X           |    |
|  | N |              |          |         |       |          |             |    |
|  | O |              |          |         |       |          |             |    |
|  | P |              |          |         |       |          |             |    |
|  | Q |              |          |         |       |          |             |    |

## NON-PATENT DOCUMENTS

|  |   | DOCUMENT (Including Author, Title, Source, and Pertinent Pages)                                  | DATE        |
|--|---|--|-------------|
|  | R | PCT, Notification of Transmittal of the International Search Report or the Declaration, 5 pages. | 13 Feb 2002 |
|  | S | PCT, Notification of Transmittal of the International Search Report or the Declaration, 3 pages. | 13 Feb 2002 |
|  | T |  |             |

EXAMINER

DATE CONSIDERED 1-10-2005 (Partial)

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

U.S. Patent and Trademark Office

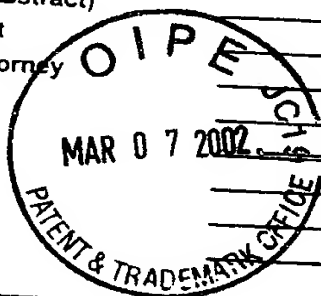
*\* Reference is Not Initialed \**

DAL01:658782

The "Received" stamp of the Patent and Trademark Office imprinted hereon acknowledges the filing of:

- ☐ New Appln.; C.P.A.; Con.; CIP.; Div.;  
Provisional; Converted Provisional  
(Specification, Claims, Abstract)  
☐ Bibliographic Data Sheet  
☐ Declaration/power of Attorney  
☐ Assignment  
☐ Verified Statement  
☐ Formal Drawing  
☐ Informal Drawings  
☐ Amendment/Response

Total Pages \_\_\_\_\_



- ☐ \_\_\_ Mo. Extension of Time  
☐ Notice of Appeal  
☐ Appeal Brief  
☐ Issue Fee Transmittal  
☐ Check No. \_\_\_\_\_ Amt.: \_\_\_\_\_  
☐ Check No. \_\_\_\_\_ Amt.: \_\_\_\_\_

Total Pages \_\_\_\_\_

☒ Serial No. 09/341,320  
☒ Other Information Disclosure  
Statement w/9 Pgs.

Name of Inventor(s):

Ranjit H. Motani

Title of Invention:

Extreme Capacity Management in an...

Client or Applicant:

i2 Technologies US

BB File No.:

020431.0771

Mailed: 3/7/02

Certificate of Mailing

Express Mail ☒

Receipt No.: EL930006885 US

Certificate Of Mailing

First Class Mail ☐

Hand Delivered ☐

Due:

Atty/Secy: CWK/bt

Receipt Date & Serial No:

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MAR 21 2002